

12/03/01



Applicant or Patentee: DAVID C. Schwartz  
 Serial or Patent No.: to be assigned  
 Filed or Issued: 12/3/01  
 Title: BINDA View Pocket

ET 121741473 US  
 Attorney's: OSBORN  
 Docket No.: OSBORN

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
 (37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

- ☒ the owner of the small business concern identified below:  
☐ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN PRODUCTIVE ENVIRONMENTS INC.  
 ADDRESS OF CONCERN 945 Concord St.  
Frammingham MA 01701

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled BINDA View Pocket

by inventor(s) DAVID C. Schwartz

- ☒ the specification filed herewith  
☐ application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). \*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME N/A  
 ADDRESS N/A  
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME N/A  
 ADDRESS N/A  
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING DAVID C. Schwartz  
 TITLE OF PERSON OTHER THAN OWNER CEO  
 ADDRESS OF PERSON SIGNING 55 FLAGG RD  
Southboro MA 01772

SIGNATURE David C. Schwartz DATE 12/3/01

10006726-120301

DECLARATION FOR PATENT APPLICATION

Docket No. PCS BK BDPK-C2

As a below named inventor, I hereby declare that:

EXPRESS LABEL # ET 174 473 U S

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled BINDER VIEW Pocket, the specification of which

(check one) ☒ is attached hereto.

☐ was filed on

Application Serial No.

and was amended on

as

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
|----------|-----------|------------------------|-----|----|
| N/A      |           |                        |     |    |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
|          |           |                        |     |    |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
|          |           |                        |     |    |

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

|                          |               |                                       |
|--------------------------|---------------|---------------------------------------|
| 08/763,551               | Dec 10, 1996  | Abandoned                             |
| (Application Serial No.) | (Filing Date) | (Status—patented, pending, abandoned) |
| 08/197,217               | Feb 16, 1994  | Abandoned                             |
| (Application Serial No.) | (Filing Date) | (Status—patented, pending, abandoned) |

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Address all telephone calls to David C. Schwartz at telephone no. 508 481 9990  
Address all correspondence to David Schwartz/PEI  
P.O. Box 109  
Southboro, MA 01772

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor David C. Schwartz  
Inventor's signature David C. Schwartz Date 12/3/01  
Residence 53 FLAGG RD. Southboro, MA Citizenship USA  
Post Office Address P.O. Box 109  
Southboro MA 01772

Full name of second joint inventor, if any N/A  
Second Inventor's signature N/A Date \_\_\_\_\_  
Residence \_\_\_\_\_ Citizenship \_\_\_\_\_  
Post Office Address \_\_\_\_\_

Full name of sole or first inventor \_\_\_\_\_  
Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence \_\_\_\_\_ Citizenship \_\_\_\_\_  
Post Office Address \_\_\_\_\_  
Full name of second joint inventor, if any \_\_\_\_\_  
Second Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence \_\_\_\_\_ Citizenship \_\_\_\_\_  
Post Office Address \_\_\_\_\_

(Supply similar information and signature for third and subsequent joint inventors.)

12/03/01



1054 U.S. PTO

Exp. Label

ET121741473 US

In The United States Patent And Trademark Office

Docket

12-07-01

PATENTS

A

Modified PTO 1083  
For Other Than A Small Entity

Attorney Docket No. DCS BKBNDPK-C2

Applicant(s) : David C. Schwartz  
Serial No. : TO BE assigned  
Filed : 12/3/01  
For : BINDER VIEW Pocket



JC955 U.S. PTO  
10/006726

Group Art Unit: 3722  
Examiner :

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Mailed 19 Dec 03, 2001

TRANSMITTAL LETTER

Sir:

Please file the following enclosed patent application papers:

Applicant #1, Name: DAVID C. Schwartz

Title: BINDER VIEW Pocket.

☒ Specification, Claims, and Abstract: No. of Sheets 17P  
☒ Declaration: Date Signed: 12/3/01  
☒ Drawing(s): No. of Sheets Enc. (In Triplicate): Formal: 14 Informal: 14  
☒ Small Entity Declaration Of Inventor(s) ( ) SED of Non-Inventor / Assignee/Licensee  
☒ Assignment; please record and return; recordal fee enclosed.

( ) Check for \$ ①②③ for: ① CC Form #445, 3mo ext  
② CC Form #335, New (continue) app  
③ CC Form #40, assignment  
( ) ①②③ (not more than three independent claims and twenty total claims are presented).

( ) \$        Additional if Assignment is enclosed for recordal.

☒ Return Receipt Postcard Addressed to Applicant #1.

Very respectfully,

David C. Schwartz  
Applicant #1 Signature  
DAVID C. Schwartz  
Address (Send Correspondence Here)

P.O. Box 109  
Southboro MA 01772  
508 481 9950  
Fax 508 460 9277